

PATENT APPLICATION

UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Attn: OIPE

Yukihiro TATSUNO et al.

Application No.:

10/528,485

Docket No.:

123254

Filed: March 21, 2005

For:

PRIME MOVER CONTROL DEVICE OF CONSTRUCTION MACHINE

REQUEST FOR CORRECTION OF PALM RECORDS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Attached is a photocopy of the original filing receipt on which errors have been corrected in red. These errors are being brought to the attention of the Patent and Trademark Office so that it may correct its records. The originally filed Application Data Sheet is attached.

Respectfully submitted,

James A. Oliff

Registration No. 27,075

Jesse O. Collier

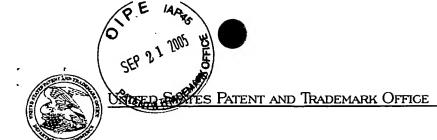
Registration No. 53,839

JAO:JOC/mps

Date: September 21, 2005

OLIFF & BERRIDGE, PLC P.O. Box 19928 Alexandria, Virginia 22320 Telephone: (703) 836-6400

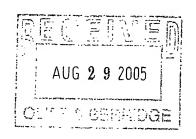
DEPOSIT ACCOUNT USE AUTHORIZATION Please grant any extension necessary for entry; Charge any fee due to our Deposit Account No. 15-0461



UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandris, Virginis 22313-1450 www.uspto.gov

APPL N	O. FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/528,	485 03/21/2005	3618	900	123254	8	13	2

25944 **OLIFF & BERRIDGE, PLC** P.O. BOX 19928 ALEXANDRIA, VA 22320



CONFIRMATION NO. 8465

FILING RECEIPT



Date Mailed: 08/24/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Yukihiro Tatsuno, Tsukuba-shi, Hbaraki, JAPAN; Hidetoshi Satake, Ishioka-shi, JAPAN;

Kazuhiro Ichimura, Niihari-gun-Ibaraki, JAPAN;

Assignment For Published Patent Application

Hitachi Construction Machinery Co., Ltd., Tokyo, JAPAN

Power of Attorney: The patent practitioners associated with Customer Number 25944.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/JP02/09964 09/26/2002

Foreign Applications

Projected Publication Date: 12/01/2005

Non-Publication Request: No

Early Publication Request: No

Title





-

Prime mover controller of construction machine

Preliminary Class

180

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



OLIFF & BERRIDGE, PLC

ATTORNEYS AT LAW

Application Data Sheet

Applicant Information

Applicant Authority type::

Inventor

Primary Citizenship Country::

Japan

Status::

Full Capacity

Given Name::

Yukihiro

Family Name::

TATSUNO

City of Residence::

Tsukuba-shi

Country of Residence::

JAPAN

Applicant Authority Type::

Inventor

Primary Citizenship Country::

Japan

Status::

Full Capacity

Given Name::

Hidetoshi

Family Name::

SATAKE

City of Residence::

Ishioka-shi

Country of Residence::

JAPAN

Applicant Authority Type::

Inventor

Primary Citizenship Country::

Japan

Status::

Full Capacity

Given Name::

Kazuhiro

Family Name::

ICHIMURA

City of Residence::

Niihari-gun

Country of Residence::

JAPAN

Correspondence Information

Correspondence Customer Number::

25944

Application Information

Application Type::

Regular

Subject Matter::

Utility

CD-ROM or CD-R::

None

Title:: PRIME MOVER CONTROL DEVICE OF

CONSTRUCTION MACHINE

Attorney Docket Number:: 123254

Suggested Drawing Figure::

Total Drawing Sheets:: 8

Small Entity:: No

Representative Information

James A. Oliff, Reg. No. 27,075

William P. Berridge, Reg. No. 30,024

Thomas J. Pardini, Reg. No. 30,411

Robert A. Miller, Reg. No. 32,771

Mario A. Costantino, Reg. No. 33,565

Joel S. Armstrong, Reg. No. 36,430

William P. Berridge, Reg. No. 30,024

Edward P. Walker, Reg. No. 31,450

Mario A. Costantino, Reg. No. 33,565

Christopher W. Brown, Reg. No. 38,025

Kirk M. Hudson, Reg. No. 27,562 Richard E. Rice, Reg. No. 31,560

Domestic Priority In	formation				
Application::	Continuity Type::	Parent Application::	Parent Filing Date::		
This Application is a	National Stage of	PCT/JP02/09964	9/26/02		
Foreign Priority Info	rmation				
Country::	Application Number::	Filing Date::	Priority Claimed::		
Assignee Informatio	n				
Assignee Name::		HITACHI CONSTRUCTION MACHINERY CO., LTD.			
Street of mailing addr	ess::	5-1, Koraku 2-chome, Bunkyo-ku,			
City of mailing addres	s::	Tokyo,			
Country of mailing ad	dress::	JAPAN			
Postal or Zip Code of	mailing address::	112-0004			

Page 2 3/21/05